

04-16-01

CPA 1617
CPA Trans.
PATENT



RECEIVED

APR 18 2001

TECH CENTER 1600/2900

Attorney Docket No.

**CONTINUED PROSECUTION
APPLICATION (CPA)
REQUEST TRANSMITTAL**
*(Only for Continuation or Divisional
applications under 37 CFR 1.53(d))*

Attorney Docket No.: A32130

First Named Inventor: Iacono

Express Mail Label No. EF321686361

April 13, 2001

BY EXPRESS MAIL

Assistant Commissioner for Patents
Box CPA
Washington, DC 20231

Sir:

#12
50978
41901

This is a request for the filing of a

☒ Continuation or ☐ Divisional application under 37 CFR 1.53(d),
(continued prosecution application (CPA) of prior application No. 09/244,792)
filed on February 5, 1999, entitled

"USE OF AEROSOLIZED CYCLOSPORINE FOR PREVENTION
AND TREATMENT OF PULMONARY DISEASE"

The term for response or taking action in the prior application expires on December 13, 2000.

☒ An extension of time for response in the prior application is:
☒ filed concurrently herewith.

☒ A preliminary amendment is enclosed.

☐ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).

☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.

Information Disclosure Statement (IDS) is enclosed.

☐ PTO-1449

☐ Copies of IDS Citations

Small Entity Status

☐ A small entity statement is enclosed.

☒ A small entity statement was filed in the prior nonprovisional application and such status is still and proper desired.

☐ is no longer claimed.

04/18/2001 GTEFFERA 00000015 09244792

01 FC:218

695.00 0P

NY02:285654.1

04/18/2001 GTEFFERA 00000014 09244792

01 FC:231

355.00 0P

Attorney Docket No.

The filing fee has been calculated as shown below:

FOR	(Col. 1) No. Filed	(Col. 2)* No. Extra	Small Entity Rate	Fee	OR	Other Than A Small Entity Rate	Fee
Basic Fee				\$355			\$690
Total Claims	-20=		x \$9=	\$99		x \$18 =	\$
Ind. Claims	-3 =		x \$39 =	\$87		x \$78 =	\$
Multiple Dependent Claim			+ \$130 =			+\$260=	\$
			Total	\$355			\$

* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.

This is a petition for an extension of the time for a total period of four months from December 13, 2000, to April 13, 2001.

Calculation of extension fee (37 CFR 1.17(1)-(5)):

	Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/>	one month	\$110.00	\$55.00
<input type="checkbox"/>	two months	\$380.00	\$190.00
<input type="checkbox"/>	three months	\$870.00	\$435.00
<input checked="" type="checkbox"/>	four months	\$1,360.00	\$695.00
<input type="checkbox"/>	five months	\$1,850.00	\$925.00

Fee \$695.00

☒ If an additional extension of time is required, please consider this a petition therefor.
(check and complete the next item, if applicable)

Fee Payment Being Made:

☒ Enclosed

<input checked="" type="checkbox"/>	Basic filing fee	\$355.00
	Extension of Time Fee	\$695.00
	Total Fees Enclosed	\$1050.00

Attorney Docket No.

[X] The Commissioner is hereby authorized to charge payment of any filing fees or extension of time fees required under 37 CFR 1.16, 1.17, and 1.21(h) associated with this communication or credit any overpayment to Deposit Account No. 02-4377. Two copies of this sheet are enclosed.

BAKER BOTTS L.L.P.

By Carmella L. Stephens
Rochelle K. Seide
PTO Registration No. 32,300

Carmella L. Stephens
PTO Registration No. 41,328